



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT : : : LEGISLATIVE BRANCH

NOTIFICATION

The 2nd May, 2025

No. LGL.249/2022/32.— The following Act of the Assam Legislative Assembly which received the assent of the Hon'ble President of India on 23rd April, 2025 is hereby published for general information.

ASSAM ACT NO. V OF 2025

(Received the assent of the Hon'ble President of India on 23rd April, 2025)

THE PLANTATIONS LABOUR (ASSAM AMENDMENT) ACT, 2022

AN ACT

further to amend the Plantations Labour Act, 1951.

Preamble

Whereas it is expedient to amend the Plantations Labour Act, 1951, hereinafter referred to as the principal Act, in the manner hereinafter appearing ;

Central
Act No.
LXIX
of 1951

It is hereby enacted in the Seventy-third Year of the Republic of India as follows :-

Short title, extent and commencement

1. (1) This Act may be called the Plantations Labour (Assam Amendment) Act, 2022.

(2) It extends to the whole of the State of Assam.

(3) It shall come into force at once.

Amendment of Section 35

2. In the principal Act, in section 35, for the words “punishable with imprisonment for a term which may extend to six months or with the fine which may extend to ten hundred rupees, or with both.” appearing after the words “shall be” the words “liable to penalty which shall not be less than rupees fifty thousand but which may extend upto rupees one lakh, and if the contravention is continued, he shall be punishable with imprisonment for a term which may extend to three months or with fine which may extend upto rupees two lakhs, or with both” shall be substituted.

Insertion of a new section 35A

3. In the principal Act, the following new section 35A shall be inserted, namely:-

“Compounding of offences. 35A

(1) Notwithstanding anything contained in the Code of Criminal Procedure, 1973, any offence punishable under this Act, not being an offence punishable with imprisonment only, or with imprisonment and also with fine, may, on an application of the accused person, either before or after the institution of any prosecution, be compounded by a Gazetted Officer, as the Government, may, by notification, specify, for a sum of fifty

percent of the maximum fine provided for such offence punishable with fine only and for a sum of seventy-five percent provided for such offence punishable with imprisonment for a term which is not more than one year or with fine, in the manner as may be prescribed.

- (2) Where a penalty or an offence has been compounded under sub-section (1), the person liable for penalty or the offender, as the case may be, shall be discharged of the penalty or offence and there shall be no further proceedings against him in respect of such penalty or offence.
- (3) Any person who fails to comply with an order made by the officer referred to in sub-section (1), shall be liable to pay a penalty equivalent to twenty per cent. of the maximum penalty or fine provided for the penalty or the offence, as the case may be, in addition to the penalty or fine.
- (4) Nothing contained in sub-section (1) shall apply to a penalty or an offence committed by a person for a second or subsequent time within a period of three years from the date of penalty or offence, as the case may be,—
- (a) which was earlier compounded; or
- (b) for which such person was earlier convicted.”.

GEETANJALI DAS SAIKIA,

Secretary to the Government of Assam,
Legislative Department, Dispur, Guwahati-6.